

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
LYNCHBURG DIVISION

MARY J. POOR,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

CIVIL ACTION No. 6:14-cv-00007

ORDER

JUDGE NORMAN K. MOON

This matter is before the court on the parties' cross Motions for Summary Judgment (docket nos. 11 and 14), and the Report & Recommendation of United States Magistrate Judge Robert S. Ballou (docket no. 19, hereinafter "Report"). Pursuant to Standing Order 2011-17 and 28 U.S.C. § 636(b)(1)(B), I referred this matter to Judge Ballou for proposed findings of fact and a recommended disposition. The parties filed cross motions for summary judgment, and on February 20, 2015, Judge Ballou filed a Report recommending that Plaintiff's Motion for Summary Judgment (docket no. 11) be granted in part, and the Commissioner's Motion for Summary Judgment (docket no. 14) be denied. After a review of the record in this case, and no objections having been filed to the Report within fourteen days of its service upon the parties, I adopt the Report in its entirety.

Accordingly:

1. The Report of February 20, 2015, is hereby **ADOPTED** in its entirety;
2. Plaintiff's Motion for Summary Judgment (docket no. 11) is hereby **GRANTED**

IN PART;

3. Defendant's Motion for Summary Judgment (docket no. 14) is hereby **DENIED**; and
4. This case is hereby **REMANDED** to the Commissioner for further proceedings consistent with the direction and recommendations given in the Report; and
5. This case is hereby **DISMISSED** from the Court's active docket.

The Clerk of the Court is hereby directed to send a certified copy of this Order to all counsel of record and to United States Magistrate Judge Robert S. Ballou.

It is so ORDERED.

Entered this 26th day of June, 2015.



Norman K. Moon
NORMAN K. MOON
UNITED STATES DISTRICT JUDGE